

DISTRICT OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND		JUDGE NUMBER	JURY DEM.	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR							OTHER	NUMBER			YR.	NUMBER
1085/4	76	0435	08	17	76	3	550	1				500		8509		76	435-B

## PLAINTIFFS

BOB DALE McDANIEL

## DEFENDANTS

CLIFF HOPPER, Assistant  
District Attorney of Tulsa  
County, Oklahoma

## CAUSE

Violation of constitutional rights

## ATTORNEYS

Bob Dale McDaniel, 83753  
P. O. Box 97  
McAlester, Oklahoma 74501

Marvin E. Spears  
Asst. Dist. Atty.  
S. M. Fallis, Jr.  
Dist. Atty.

*Tulsa Co. Courthouse*

Gatra Marvin  
Irvine E. Ungerman  
UNGERMAN, GRABEL & UNGERMAN  
6th Floor Wright Bldg.  
Tulsa, Okla. 74103

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HERE  
IF CASE WAS  
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## FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

## STATISTICAL CARDS

CARD

DATE MAILED

JS-5

JS-6

8-1-77

DATE 1976	NR.	PROCEEDINGS
8-17	1	Application and Order granting leave to proceed without prepayment of costs, filed. (AEB-J)g
8-17	2	Complaint, filed. g
8-23		Summons issued. g
8-26		Summons, ret. & filed: served Cliff Hopper, Tulsa County Cthse on 8-25-76. (USM \$3.00)g
9-13	3.	Deft.'a application for extension of time within which to ans., filed.s
9-13	4.	Order granting deft. till 9-29-76 to ans., filed.s (JCS-Clk). cps.mld.
9-23	5.	Deft's applic. for ext. of time within which to further plead or ans., filed. hm (O to J)
9-23	6.	Order, filed, granting deft. until 10-25-76 to ans. (AEB-J)ph cps mld
10-26	7.	Motion to dismiss, filed. lm
10-26	8.	Brief in support of defendant's motion to dismiss, filed. lm
10-26	MO	It is ordered by the Court that plaintiff is granted ten days from this date to file a response to defendant's motion to dismiss. (AEB-J)lm
11-5	9.	Pltf's request for production of documents, filed.s
11-5	10.	Pltf's affidavit for ext. of time until 11-29-76 to file a response to deft's mot. to dismiss, filed.s O to J
11-5	11.	Pltf's mot. for appointment of counsel, filed.s
11-8	12.	Order, filed, granting pltf. until 11-29-76 to respond to deft's mot. to dismiss.s (AEB-J) cps. mld.
11-19	13.	Deft's objection to pltf's request for production of documents, filed.s
11-23	14	Response to deft's motion to dismiss, filed. lm
11-29	15.	Pltf's interrogatories, filed.s
11-30	16.	Response to deft's obj. to pltf's request for production of documents, filed. lm
11-30	17.	Pltf's motion for an order compelling discovery, filed. lm
12-21	18	Deft.'s supplemental response and mot. to dismiss w/ brief in support, filed.k
12-23	19	Deft's application for ext. of time to file objection or answers to interrogs., filed.s O to J
12-27	20	Order, filed, granting deft. 15 days from 12-27-76 (1-11-77) to file objections or answers to interrogs.s (AEB-J) cps. mld.
12-30	21	Pltf's response to deft's supplemental response and motion to dismiss, filed.s
12-30	22	Pltf's motion for an order compelling discovery, filed.s
12-30	MO	It is ordered by the Court that the deft. file a responsive brief to the pltf's motion for an order compelling discovery.s (AEB-J) cps. mld.
12-30	23	Pltf's motion for appointment of counsel, filed.s
1-10-77	24.	Responsive brief to Pltf.'s mot. for an order compelling discovery, fld. v
1-11	25	Order nunc pro tunc, filed; that order dated 12-27-76 be corrected to read: That deft. be granted an additional fifteen (15) days in which to file his Objs. or ans. to interrogs., if same becomes necessary following the Court's ruling on the deft's mot. to dismiss said 15 days to commence from the date of the Court's decision on said mot. to dismiss.s (AEB-J) cps. mld.

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. _____
Bob Dale McDaniel	Cliff Hopper, et al	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
1977		
3-30	26	Order, fld. It is ordered that the Pltf. mot. for appointment of counsel be hereby denied. (AEB-J) cps mld. ho
5-11	MO:	Case referred to Magistrate Robert S. Rizley for Findings and Recommendations on all motions. (AEB-J) njb
6-30	27.	Findings and Recommendations of the Magistrate, filed. Mag. recommends that def't's motion to dismiss be sustained. (RSR-Mag)k cps mld
7-29	28.	Order, filed & entered, that def't's mot. to dismiss is sustained and pltf's cause of action and compl. are dismissed for failure to state a cause of action. (AEB-J)k cps mld
8-4	29	Pltf. notice of appeal. fld. ho - copies to counsel and USCA
8-9	---	Orig. appeal record (1 vol., orig. & 3 copies) transmitted to USCA.rm
9-12	---	Letter from 10th Circuit, assigning No. 77-1682. rm
2-2-78	----	Mandate of 10th Circuit, filed and spread of record, affirming judg. of 7/29/77. rm
2-17		Appeal record (1 vol.) rec'd from USCA. g
3-10	----	Letter from 10th Circuit that petition for writ of cert. was filed w/supreme ct. on 3/3/78 and assigned No. 77-6290. rm
5-15	----	Letter from 10th Circuit that pet. for writ of cert. was denied by Supreme Ct. on 5/1/78. rm

PLAINTIFF	DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
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## PROCEEDINGS